

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

RICHARD MANSON,)
)
Plaintiff,)
)
v.) 1:09CV483
)
NORTH CAROLINA AGRICULTURAL)
AND TECHNICAL STATE)
UNIVERSITY,)
)
Defendant.)
)
RICHARD MANSON,)
)
Plaintiff,)
)
v.) 1:07CV867
)
NORTH CAROLINA A&T STATE)
UNIVERSITY,)
)
Defendant.)

ORDER

This matter is before this court for review of the Memorandum Opinion and Recommendation ("Report") filed on August 10, 2010, by the Magistrate Judge in accordance with 28 U.S.C. § 636(b). In the Report, the Magistrate Judge recommends that Defendant's motions for summary judgment (1:09CV483, Doc. 19; 1:07CV867, Doc. 38) be denied. The Report was served on the parties to this action on August 10, 2010. Plaintiff filed timely objections (1:09CV483, Doc. 26; 1:07CV867, Doc. 43) to the Report.

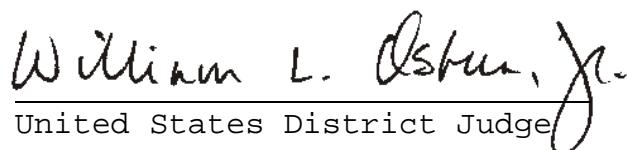
This court is required to "make a de novo determination of those portions of the Magistrate Judge's report or specified proposed findings or recommendations to which objection is made." 28 U.S.C. § 636(b)(1). This court "may accept, reject, or modify, in whole or in part, the findings or recommendations made by the Magistrate Judge. . . . or recommit the matter to the Magistrate Judge with instructions." Id.

This court has appropriately reviewed the portions of the Report to which objection was made and has made a de novo determination which is in accord with the Magistrate Judge's Report. This court therefore adopts the Report.

IT IS THEREFORE ORDERED that the Magistrate Judge's Report and recommendation (1:09CV483, Doc. 23; 1:07CV867, Doc. 40) is ADOPTED.

IT IS FURTHER ORDERED that Defendant's motions for summary judgment (1:09CV483, Doc. 19; 1:07CV867, Doc. 38) are GRANTED. A judgment dismissing this action will be entered contemporaneously with this Order.

This the 8th day of October 2010.



United States District Judge